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HIGH COURT OF CHHATTISGARH, BILASPUR

W.P(S). No.6454 OF 2007

PETITIONER		Mohd. Ishhac Ansari, s/o Late Shri Ahmed Ansari aged about 53 years, r/o Sarna, Block Wadrafnagar, Distt. Surguja (C.G)
		Versus
RESPONDENTS	1	State of Chattisgarh, Through the Secretary, Tribal Welfare Department, D.K.S. Bhavan, Raipur (C.G.).
	2	Collector, Sarguja, Ambikapur, Distt. Surguja Ambikapur (C.G).
	3.	Block Education Officer, Wadrafnagar, Surguja (C.G).
	4.	Assistant Commissioner, Tribal Welfare Department, Ambikapur, Distt. Surguja (C.G)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Shri Manoj Paranjpe, counsel f or the petitioner.

Shri A.S. Kachhawaha, Govt. Advocate, for the State/ respondents on advance copy.

ORAL ORDER
(06.11.2007)

SUNIL KUMAR SINHA, J

Heard.

Learned counsel for the petitioner argues that in the transfer order, the designation of the petitioner has been shown as Assistant Teacher whereas the petitioner substantially holds the post of Headmaster. This is the only grievance of the petitioner.

A perusal of the order dt. 22-7-2007 Annexure P-3 would show that the petitioner has been transferred from Primary School Sarna, Wadrafnagar to the option of B.E.O., Sankargarh. Even if the petitioner holds the post of headmaster, presently that makes no difference because unless the petitioner is directed to join at a lower post, a cause of action would not arise in favour of the petitioner.

In view of the above, learned counsel for the petitioner prays for withdrawal of this petition.

Prayer is allowed.

This petition is permitted to be withdrawn.

Accordingly, it is dismissed as withdrawn.

Sd/-
Sunil Kumar Sinha
Judge